

RESOLUTION NO. 20050623-036

WHEREAS, the City Council of the City of Austin has found that public necessity requires the acquisition by the City of certain real property interests as stated hereinafter for the purposes hereinafter stated; and

WHEREAS, the City of Austin has attempted to purchase said real property interests and has been unable to agree with the owner of the real property interests on the fair market value thereof; **NOW, THEREFORE**,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Attorney, or other authorized designee, is hereby authorized and directed to file or cause to be filed a suit in eminent domain on behalf of the City of Austin against the owner now having or who may acquire an interest in the real property interests needed by the City, to acquire certain real property interests at the location hereinafter stated, for the purpose hereinafter stated, and from the owner hereinafter stated and/or his successor in interest, and to take whatever other action may be deemed appropriate to economically effect the needed acquisitions; said real property interests to be acquired are described in Exhibits "A" and "B," which are attached hereto and made a part hereof for all purposes.

The City Attorney or other authorized designee shall file eminent domain proceedings for:

Owner: Todd Martin

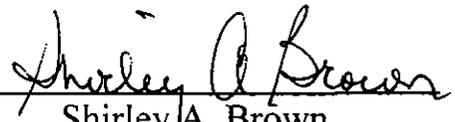
Project: The Bluffington #3 Lift Station Project

Intended Purpose: the permanent wastewater lift station access easement is for the public purpose of placing, constructing, operating, repairing, upgrading, replacing, relocating and removing a natural gas line and a water line to connect to an existing lift station; the temporary workspace easement that is necessary to construct the natural gas line and water line to the existing lift station within the permanent wastewater lift station easement; and access road

Location: 3002 Stratford Drive, Travis County, Texas, and see attached field notes.

ADOPTED: June 23, 2005

ATTEST:



Shirley A. Brown
City Clerk

Todd Martin
To
The City of Austin
(Wastewater Lift Station Access
Road, Gas & Water Easement)
CIP # 4530-237-8406

LEGAL DESCRIPTION

LEGAL DESCRIPTION OF 2027 SQUARE FOOT TRACT OR PARCEL OF LAND OUT THE HENRY P. HILL LEAGUE IN TRAVIS COUNTY, TEXAS, BEING A PORTION OF LOT 2, BLOCK C, BLUFFINGTON, SECTION II, A SUBDIVISION IN THE CITY OF AUSTIN ACCORDING TO THE MAP OR PLAT OF RECORD FOUND IN VOLUME 4, PAGE 329, OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS, WHICH LOT 2 WAS CONVEYED TO TODD MARTIN BY WARRANTY DEED DATED JUNE 4, 2001, OF RECORD IN DOCUMENT NO. 2001101494 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, SAID 2027 SQUARE FEET BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS AND AS SHOWN ON THE ATTACHED SKETCH.

BEGINNING at ½" iron pin found at the most Northerly corner of said Lot 2, being the Northeast corner of Lot 1, Block C and the most Westerly corner of Lot 4, Block C of said Bluffington Subdivision, also being the most Southerly corner of Lot 7, Stratford Place Subdivision, P.U.D., a Subdivision of record in Volume 86, Page 199D of the Plat Records of Travis County, Texas,

THENCE, S 20° 13' 14" E, along the common line of said Lot 2 and Lot 4, a distance of 43.73 feet to a point of curvature,

THENCE, leaving said common line and crossing said Lot 2, along a curve to the right, having a central angle of 29° 33' 58", a radius of 30.00 feet, an arc length of 15.48 feet and a chord which bears S 19° 07' 33" W a distance of 15.31 feet to a calculated point,

THENCE, S 04° 20' 34" W, a distance of 23.37 feet to a calculated point,

THENCE, N 90° 00' 00" W, a distance of 23.42 to a calculated point,

THENCE, N 05° 49' 05" W, a distance of 22.85 feet to a point of curvature,

THENCE, along a curve to the right, having a central angle of 37° 52' 48", a radius of 40.00 feet, an arc length of 26.45 feet and a chord which bears N 24° 45' 29" W a distance of 25.97 feet to a calculated point on the common line of said Lots 1 and 2, Block C,

THENCE, along the common line of said Lot 1 and Lot 2, N 41° 03' 23" E, , a distance of 43.08 feet, to the POINT OF BEGINNING, containing 2027 square feet of land.

BEARING BASIS

The common line of Lots 2 and 3, Block C, Bluffington Section II, a Subdivision in the City of Austin, according to the map or plat of record in Volume 4, Page 329, of the Plat Records of Travis County, Texas, having a plat bearing of S 44° 26' W and a surface distance of 138.56 feet


Rizk Ikhras 5-7-2002

Rizk Ikhras, R.P.L.S. No. 5381

POINT LINE SERVICES, INC.

1301 Capital of Texas Hwy. South, Ste. A-236
Austin, Texas, 78746
Tel. No. (512) 329-8217

REFERENCES

TCAD # 01-1109/0402
AUSTIN GRID G-22

FIELD NOTES REVIEWED

By: *White Sitter* Date *05/31/02*

Engineering Support Section
Department of Public Works
and Transportation

SKETCH TO ACCOMPANY
LEGAL DESCRIPTION

HENRY AND MICHELLE MEADOWS

VOLUME 12100, PAGE 1722

LOT 7

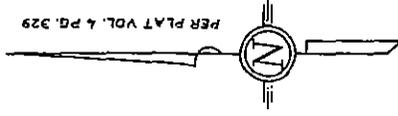
STRATFORD PLACE SUBDV. P.U.D.

BOOK 916 PAGE 1990

JULIE JAMES O'QUINN
DOC. # 2000025720

LOT 1 BLOCK C
BLUFFINGTON SEC. II
BOOK 4 PAGE 329

WASTEWATER LIFT STATION ACCESS
ROAD, GAS AND WATER EASEMENT
AREA = 2027 SQ. FT.



CRAIG A. COFFEE
VOLUME 12779 PG. 1889

LOT 4 BLOCK C
BLUFFINGTON SEC. II
BOOK 4 PAGE 329

TODD MARTIN
DOC. # 2001101494
LOT 2 BLOCK C
BLUFFINGTON SEC. II
BOOK 4 PAGE 329

STRATFORD DRIVE

CANYON CIRCLE WEST

LOT 2 BLOCK C
BLUFFINGTON SEC. II
BOOK 4 PAGE 329

CURVE	RADIUS	TANGENT LENGTH	DELTA	DEGREE	CHORD	CH BEARING
C1	30.00'	7.92'	29°33'58"	190°59'09"	15.31'	S 19°07'33" W
C2	40.00'	13.73'	37°52'48"	143°14'22"	25.97'	N 24°45'29" W

EXHIBIT "A"
Page 3 of 3

BEARING BASIS

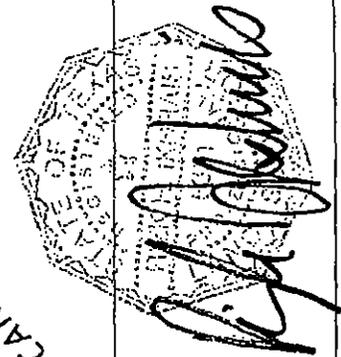
THE COMMON LINE OF LOTS 2 AND THREE, BLOCK C, BLUFFINGTON SECTION II, HAVING A PLAT BEARING OF S 44°26' W AND A SURFACE DISTANCE OF 136.56 FEET

THONHOFF CONSULTING ENGINEERING, INC.

1301 CAPITAL OF TEXAS HWY. SOUTH SUITE A-236
AUSTIN, TEXAS 78746
TEL. (512) 328-6736 FAX (512) 328-6829

POINT-LINE SERVICES, INC.

RIZK IKHRAIS, R.P.L.S. 5381
1301 CAPITAL OF TEXAS HWY. SOUTH SUITE A-236
AUSTIN, TEXAS 78746
TEL. (512) 329-8217 FAX (512) 328-6848



SCALE 1" = 50'

Todd Martin
To
The City of Austin
(Temporary Construction Easement)
CIP # 4530-237-8406

LEGAL DESCRIPTION

LEGAL DESCRIPTION OF 2490 SQUARE FOOT TRACT OR PARCEL OF LAND OUT THE HENRY P. HILL LEAGUE IN TRAVIS COUNTY, TEXAS, BEING A PORTION OF LOT 2, BLOCK C, BLUFFINGTON, SECTION II, A SUBDIVISION IN THE CITY OF AUSTIN ACCORDING TO THE MAP OR PLAT OF RECORD FOUND IN VOLUME 4, PAGE 329, OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS. WHICH LOT 2 WAS CONVEYED TODD MARTIN BY WARRANTY DEED DATED JUNE 4, 2001, OF RECORD IN DOCUMENT NO. 2001101494 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, SAID 2490 SQUARE FEET BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS AND AS SHOWN ON THE ATTACHED SKETCH.

COMMENCING at ½" iron pin found at the most Northerly corner of said Lot 2, being the Northeast corner of Lot 1 and the Northwest corner of Lot 4, Block C of said Bluffington Subdivision, also being the most Southerly corner of Lot 7, Stratford Place Subdivision, P.U.D., a Subdivision of record in Volume 86, Page 199D of the Plat Records of Travis County, Texas,

THENCE, S 20° 13' 14" E, along the common line of said Lot 2 and Lot 4, a distance of 43.73 feet to the POINT OF BEGINNING for the tract described herein,

THENCE, continuing with said common line, S 20° 13' 14" E, a distance of 38.62 feet to a calculated point,

THENCE, leaving said common line and crossing said Lot 2, S 04° 25' 57" W, a distance of 21.58 feet to a calculated point

THENCE, N 90° 00' 00" W, a distance of 60.01 feet to a calculated point,

THENCE, N 05° 49' 05" W, a distance of 48.97 feet to a calculated point,

THENCE, N 49° 28' 13" W, a distance of 4.09 feet to a point on the common line of said Lot 1 and Lot 2,

THENCE, along said common line, N 41° 03' 23" E, a distance of 19.79 feet to a point of curvature,

THENCE, leaving said common line, along a curve to the right, having a central angle of 37° 52' 48", a radius of 40.00 feet, an arc length of 26.45 feet and a chord which bears S 24° 45' 29" E a distance of 25.97 feet to a calculated point,

THENCE, S 05° 49' 05" E, a distance of 22.85 feet to a calculated point,

THENCE, N 90° 00' 00" E, a distance of 23.42 to a calculated point,

THENCE, N 04° 20' 34" E, a distance of 23.37 feet to a point of curvature,

THENCE, along a curve to the right, having a central angle of 29° 33' 58", a radius of 30.00 feet, an arc length of 15.48 feet and a chord which bears N 19° 07' 43" E a distance of 15.31 feet to POINT OF BEGINNING, containing 2490 square feet of land.

BEARING BASIS

The common line of Lots 2 and 3, Block C, Bluffington Section II, a Subdivision in the City of Austin, according to the map or plat of record in Volume 4, Page 329, of the Plat Records of Travis County, Texas, having a plat bearing of S 44° 26' W and a surface distance of 138.56 feet



Rizk Ikhras 5-7-2002

Rizk Ikhras, R.P.L.S. No. 5381

POINT LINE SERVICES, INC.

1301 Capital of Texas Hwy. South, Ste. A-236
Austin, Texas, 78746
Tel. No. (512) 329-8217

REFERENCES

FIELD NOTES REVIEWED

By: *Mike Satch* Date *05/31/02*

TCAD # 01-1109/0402
AUSTIN GRID G-22

Engineering Support Section
Department of Public Works
and Transportation

SKETCH TO ACCOMPANY
LEGAL DESCRIPTION

HENRY AND MICHELLE MEADOWS
VOLUME 12100, PAGE 1722

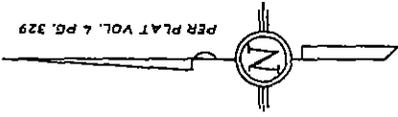
LOT 7

STRATFORD PLACE SUBDIV, P.U.D.

BOOK 86 PAGE 199D

JULIE JAMES O'QUINN
DOC. # 2000025720

LOT 1 BLOCK C
BLUFFINGTON SEC. II
BOOK 4 PAGE 329



SCALE 1"=50'

CRAIG A. COFFEE
VOLUME 12779 PG. 1689
LOT 4 BLOCK C
BLUFFINGTON SEC. II
BOOK 4 PAGE 329

TODD MARTIN
DOC. # 2001101494
LOT 2 BLOCK C
BLUFFINGTON SEC. II
BOOK 4 PAGE 329

LOT 2 BLOCK C
BLUFFINGTON SEC. II
BOOK 4 PAGE 329

CANYON CIRCLE WEST

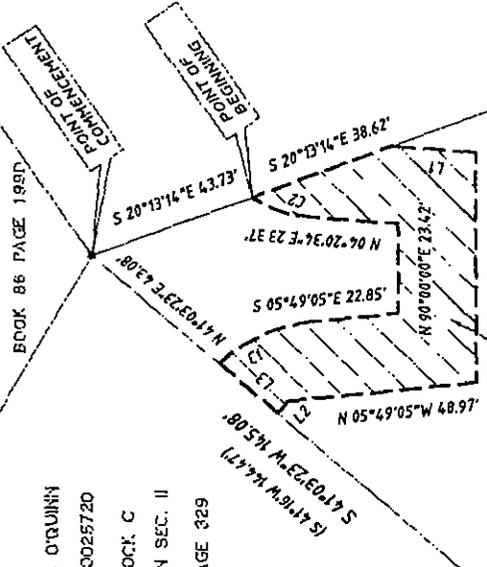
CURVE	RADIUS	TANGENT	LENGTH	DELTA	DEGREE	CHORD	CH BEARING
C1	40.00'	13.73'	26.45'	37°52'48"	73°14'22"	25.97'	S 24°45'29"E
C2	30.00'	7.92'	15.48'	29°33'58"	190°59'09"	15.31'	N 19°07'43"E

LINE	BEARING	DISTANCE
L1	S 04°25'57"W	21.58'
L2	N 49°28'19"W	4.09'
L3	N 41°03'23"E	19.79'

EXHIBIT "B"
Page 3 of 3

STRATFORD DRIVE

PROPOSED TEMPORARY
CONSTRUCTION EASEMENT
AREA = 2490 SQ. FT.



BEARING BASIS

THE COMMON LINE OF LOTS 2 AND THREE, BLOCK C, BLUFFINGTON SECTION II, HAVING A PLAT BEARING OF S 44°26' W AND A SURFACE DISTANCE OF 138.56 FEET

THONHOFF CONSULTING ENGINEERING, INC.

1301 CAPITAL OF TEXAS HWY, SOUTH SUITE A-236
AUSTIN, TEXAS 78746
TEL (512) 328-6736 FAX (512) 328-6848

POINT-LINE SERVICES, INC.

RIZK IKHRAIS, R.P.L.S. 5381
1301 CAPITAL OF TEXAS HWY, SOUTH SUITE A-236
AUSTIN, TEXAS 78746
TEL (512) 329-8217 FAX (512) 328-6848

